## UNITED STATES DISTRICT COURT

## Eastern District of Michigan

UNITED STATES OF AMERICA

Gor which a maximum term of imprisonment of ten years or more is prescribed in   under 18 U.S.C. § 924(c).     (2) The defendant has not rebutted the presumption established by finding 1 that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community.    Alternative Findings (B)     (1) There is a serious risk that the defendant will not appear.     (2) There is a serious risk that the defendant will endanger the safety of another person or the community.		V.	ORDER OF DETENTION PENDING TRIAL		
In accordance with the Bail Reform Act, 18 U.S.C. § 3142(ft), a detention hearing has been held. I conclude that the following facts require the detention of the defendant pending trial in this case.    Part I—Findings of Fact		Buddy Gill	Case Number: 06-30024-03		
detention of the defendant pending trial in this case.   Part I—Findings of Fact   (1) The defendant is charged with an offense described in 18 U.S.C. § 3142(f)(1) and has been convicted of a   federal offense   state or local offense that would have been a federal offense if a circumstance giving rise to federal jurisdiction had existed - that is   or local offense for which the maximum sentence is life imprisonment or death.   an offense for which a maximum term of imprisonment of ten years or more is prescribed in   a felony that was committed after the defendant had been convicted of two or more prior federal offenses described in finding (1) was committed while the defendant was on release pending trial for a federal, state or local offenses.   (3) A period of not more than five years has elapsed since the   date of conviction   release of the defendant from imprisonment for the understood of the order of the offense described in finding (1) was committed while the defendant and condition or combination of conditions will reasonably assure the safety of (an) other person(s) and the community. I further find that the defendant has not rebutted this presumption.   Alternative Findings (A)   There is probable cause to believe that the defendant has committed an offense   for which a maximum term of imprisonment of ten years or more is prescribed in   under 18 U.S.C. § 924(c).   (2) The defendant has required and the safety of the community.   Intravity Findings (B)   (3) The defendant has not rebutted the presumption established by finding 1 that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community.   (4) There is a serious risk that the defendant will not appear.   (5) The defendant has not rebutted the presumption established by finding 1 that no condition or combination of conditions will reasonably assure the appearance of the defendant as a flight risk, third party by a flower of the condition of the defendant is a		Defendant			
Other befendant is charged with an offense described in 18 U.S.C. § 3142(pl(1) and has been convicted of a   federal offense   state or local offense that would have been a federal offense if a circumstance giving rise to federal jurisdiction had existed - that is   a crime of violence as defined in 18 U.S.C. § 3156(a)(4).   an offense for which the maximum sentence is life imprisonment or death.   an offense for which a maximum term of imprisonment or death.   an offense for which a maximum term of imprisonment of ten years or more is prescribed in   a felony that was committed after the defendant had been convicted of two or more prior federal offenses described in finding (1) was committed while the defendant was on release pending trial for a federal, state or local offenses.   3142(p(1)(A)-(C), or comparable state or local offenses.   3422(p(1)(A)-(C), or comparable state or local offenses.   3422(p(1)(A)			ention hearing has been held. I conclude that the following facts require the		
or local offense that would have been a federal offense if a circumstance giving rise to federal jurisdiction had existed - that is	Part I—Findings of Fact				
\$ 3142(f(1)(A)-(C), or comparable state or local offenses.    (2) The offense described in finding (1) was committed while the defendant was on release pending trial for a federal, state or local offense.	or loo	cal offense that would have been a federal offense if a circ crime of violence as defined in 18 U.S.C. § 3156(a)(4). In offense for which the maximum sentence is life imprison	sumstance giving rise to federal jurisdiction had existed - that is onment or death.		
□ (2) The offense described in finding (1) was committed while the defendant was on release pending trial for a federal, state or local offense.  □ (3) A period of not more than five years has elapsed since the □ date of conviction □ release of the defendant from imprisonment for the offense described in finding (1).  □ (4) Findings Nos. (1), (2) and (3) establish a rebuttable presumption that no condition or combination of conditions will reasonably assure the safety of (an) other person(s) and the community. I further find that the defendant has not rebutted this presumption.  ■ (1) There is probable cause to believe that the defendant has committed an offense □ drown which a maximum term of imprisonment of ten years or more is prescribed in □ drown will reasonably assure the appearance of the defendant has required and the safety of the community.  ■ (2) The defendant has not rebutted the presumption established by finding 1 that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community.  ■ (1) There is a serious risk that the defendant will not appear.  □ (2) There is a serious risk that the defendant will endanger the safety of another person or the community.  ■ Part II—Written Statement of Reasons for Detention  ■ I find that the credible testimony and information submitted at the hearing establishes by □ clear and convincing evidence □ a preponderance of the evidence that  Defendant admitted his involvement in the November, 2005 and the January, 2006 robbery of the same pharmacy of drugs. He has 2 outstanding warrants for contempt of court. He is 19 years old and faces 70-80 months of the current charges and more time for the November, 2006 robbery of the same pharmacy of drugs. He has 2 outstanding warrants for contempts. He is 19 years old and faces 70-80 months of the current charges and more time for the November, 2006 robbery of the same pharmacy of drugs. He has 2 outstanding warrants for contempts. He is a danger					
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(1) There is probable cause to believe that the defendant has committed an offense   for which a maximum term of imprisonment of ten years or more is prescribed in   nuder 18 U.S.C. § 924(e).  (2) The defendant has not rebutted the presumption established by finding 1 that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community.  Alternative Findings (B)  (1) There is a serious risk that the defendant will not appear.  Alternative Findings (B)  (2) There is a serious risk that the defendant will endanger the safety of another person or the community.  Part II—Written Statement of Reasons for Detention  I find that the credible testimony and information submitted at the hearing establishes by   clear and convincing evidence   a preponderance of the evidence that  Defendant admitted his involvement in the November, 2005 and the January, 2006 robbery of the same pharmacy of drugs. He has 2 outstanding warrants for contempt of court. He is 19 years old and faces 70-80 months of the current charges and more time for the November, 2005 robbery of the same pharmacy. Defendant gave conflicting statements to Pretrial Services regarding his residency, according to his girlfriend. He bears a Latin Counts tattoo, but claims it was placed six years ago and that his family members are active Latin Counts gang members. He is a danger (made threats to kill and explode a bomb) and admits to two robberies of the same pharmacy for drugs. Defendant is a flight risk, third-party custody would be inappropriate.  Part III—Directions Regarding Detention  The defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United Stat					
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\*Insert as applicable: (a) Controlled Substances Act (21 U.S.C. § 801 et seq.); (b) Controlled Substances Import and Export Act (21 U.S.C. § 951 et seq.); or (c) Section 1 of Act of Sept. 15, 1980 (21 U.S.C. § 955a).